

BEFORE

THE PUBLIC SERVICE COMMISSION OF

SOUTH CAROLINA

DOCKET NO. 2018-268-T

Application of Midlands Movers, LLC for a
Class E (Household Goods) Certificate of
Public Convenience and Necessity for
Operation of Motor Vehicle Carrier

MOTION FOR WAIVER

Midlands Movers, LLC (“Midlands Movers” or “Applicant”) moves for waiver of the following provision of the Commission’s regulation pertaining to an application for a Class E Certificate of Public Convenience and Necessity to operate as a household goods carrier:

ABLE. The applicant should demonstrate that he has either purchased or leased on a long-term basis necessary equipment to provide the service for which he is applying. Thirty days or more shall constitute a long-term basis.
S.C. Code Reg. 103-133.1.b

The Commission has the authority to make exceptions to its rules when “strict compliance Produces unusual difficulty and is not in the public interest”. S.C. Code Reg. 103-101.2. In this case, the Applicant plans to initially enter into short-term rental contracts, typically lasting a week, for a 24-26 ft. non-CDL truck. Applicant will show the Commission that he is fit, willing and able and can meet all other requirements for a Class E Certificate. Because Applicant is a small start-up, it would be a hardship for it to lease a truck on a long-term basis until the business is up and running. Furthermore, the trucks Applicant plans to rent are well maintained and serviced by the lessor, Penske, and will likely be in better condition than many trucks owned or leased by other movers. ORS is aware of Applicant’s plans to rent trucks from Penske and has not voiced

any concerns during its inspections or in the prehearing conference.¹ Applicant has shown in his testimony and through his shipper witness that there is a strong demand for household goods movers in our state, and its entry into the market will help meet that need. Waiving the long-term lease requirement of S.C. Code Reg. 133.1.b would serve the public interest in this case.

Respectfully submitted,

s/ Charles L.A. Terreni

Date: October 9, 2018

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¹ Applicant consulted with ORS prior to filing this motion but does not know whether the agency will take a position on this motion.

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CERTIFICATE OF SERVICE

I, Carl E. Bell, hereby certify that I have, on this **9th day of October 2018**, served the **MOTION FOR WAIVER** for Midland Movers, LLC, upon the parties listed below by electronic mail:

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Columbia, South Carolina
October 9, 2018